

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Michael James Pierro

Application No.: 10/681,886

Confirmation No.: 9579

Filed: 10/09/2003

For: **System and Method for Remote Inbound Vehicle Inspection**

Examiner: John H. Le

Attorney Docket: GETS1929US36

**COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE**

Mail Stop Issue Fee  
Commissioner for Patents  
P. O. Box 1450  
Alexandria VA 22313-1450

Sir:

Applicant respectfully submits that the Examiner did not accurately recite the limitations of the allowed claims of this application in the Statement of Reasons for Allowance (the “Statement”). Thus, Applicant respectfully disagrees with the Statement because the Statement may unintentionally introduce ambiguities in what was otherwise a concise and thorough examination of the claims of this application.

More particularly, the Examiner has paraphrased portions of the language set forth in allowed independent claim 6 and attributed such language to the invention of independent claim 1. However, claim 6 (and claims 7-10 dependent thereon) are drawn to a system that includes data comparison software and thus are apparatus-type claims; whereas claim 1 (and claims 2-5 dependent thereon) are method claims and thus have a different scope of coverage.

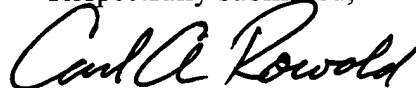
Applicant respectfully submits that any ambiguities in the prosecution history that could arguably result due to inaccuracies and/or inconsistencies in the Statement not be interpreted against the Applicant since the express language of the claims arrived at through examination

should supercede and control over any after-the-fact claim-paraphrasing language used as part of the Statement that does not apply to all of the allowed claims.

Applicant understands that the Examiner may review and respond to the comments set forth herein at the Examiner's discretion.

Dated this 14<sup>th</sup> day of December, 2004.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Carl A. Rowold". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

Carl A. Rowold

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